

members, and any such member shall not be debarred by such membership from employment in the Federal or District governments not inconsistent with her duties as a board member. Any such board member may receive her compensation as a board member as well as any retirement pay, retirement compensation, or annuity to which she may be entitled on account of previous service rendered to the United States or the District of Columbia governments.

POWERS AND DUTIES

SEC. 7. (a) The Commissioners are authorized to adopt from time to time and prescribe such rules and regulations as may be necessary to enable them to carry into effect the provisions of this act. The Commissioners shall maintain a register of all persons registered as physical therapists. The Commissioners shall maintain a register of approved schools which they deem afford adequate training in physical therapy.

(b) The Commissioners may make such studies and investigations, and obtain or require the furnishing of such information under oath or affirmation or otherwise, as they deem necessary or proper to assist them in prescribing any regulation or order under this act, or in the administration and enforcement of this act, and regulations and orders thereunder. For such purposes, the Commissioners may administer oaths and affirmations, may require by subpoena or otherwise the attendance and testimony of witnesses and the production of documents at any designated place. In the event of contumacy or refusal to obey any such subpoena or requirement under this section, the Commissioners may make application to the municipal court for the District of Columbia for an order requiring obedience thereto. Thereupon the court, with or without notice and hearing, as it in its discretion may decide, shall make such order as is proper and may punish as a contempt any failure to comply with such order in accordance with the provisions of subsection (c), section 5, of the act of April 1, 1942 (56 Stat. 193, chapter 207; sec. 11-756 (c), D. C. Code 1951 edition).

REGISTRATION

SEC. 8. The Commissioners shall register as physical therapists all applicants who prove to the satisfaction of the Commissioners their fitness for registration under the terms of this act. The Commissioners shall issue to each person registered a certificate of registration, which shall be prima facie evidence of the right of the person to whom it is issued to represent herself as a registered physical therapist, and authorized to practice as such under this act.

REGISTRATION WITHOUT EXAMINATION

SEC. 9. The Commissioners shall register as a physical therapist, without examination, any physical therapist who is at least 20 years of age and of good moral character and who presents evidence satisfactory to the Commissioners that she was, prior to the effective date of this act, practicing physical therapy in the District of Columbia for a period of 2 years immediately preceding the effective date of this act, and that she (1) has graduated from an approved school of physical therapy listed in the register of approved schools or (2) received comparable training or experience in the practice of physical therapy as determined by the Commissioners. The fee for registration under this section shall be \$25. Application for registration under this section shall be made on or before the expiration of 1 year from the effective date of this act.

REGISTRATION AFTER EXAMINATION

SEC. 10. The Commissioners shall pass upon the qualifications of applicants for registration, provide for and conduct all examinations, determine which applicants have successfully passed the examination and duly register such applicants. To be

eligible to be examined for registration as a physical therapist, an applicant must meet the following requirements:

- (a) Be at least 20 years old.
- (b) Be of good moral character.
- (c) Be in good physical and mental health, as certified by a physician licensed to practice in the District of Columbia.
- (d) Be a graduate of an approved school of physical therapy listed in the register of approved schools; or possess comparable educational qualifications as determined by the Commissioners.

The examinations specified in this section shall be conducted at such times and places as the Commissioners may determine, and notice of time and place of such examination shall be published not less than 30 days before the first day of each examination in one or more newspapers of local circulation.

The examination shall embrace such coverage of the following subjects to determine the applicant's qualification: The applied sciences of anatomy, neuroanatomy, kinesiology, physiology, pathology, physics; "physical therapy" as defined in this act, applied to medicine, neurology, orthopedics, pediatrics, psychiatry, surgery; medical ethics; technical procedures in the practice of "physical therapy" as defined in this act. At the time of application for registration pursuant to this section the applicant shall pay a fee of \$25, no part of which shall be refunded. For each repeat examination, which shall be given at the Commissioners' discretion, the fee shall be \$15.

RECIPROCITY

SEC. 11. Any applicant who has practiced physical therapy and has been registered, certified, or licensed as such in any State may, upon proof of good moral character, be registered without examination, provided the applicant has graduated from a school of physical therapy approved by the Commissioners, or has received competent comparable training as determined by the Commissioners. It is intended that the standards of education and training required for registration under this section shall be substantially equivalent to those required for registration pursuant to section 10 of this act. The fee for registration pursuant to this section shall be \$25. This section shall be construed to apply only to candidates from States which admit physical therapists of the District of Columbia without examination.

RENEWAL OF REGISTRATION

SEC. 12. (a) The registration of every person registered under the provisions of this act shall expire on March 31 of each year and be annually renewed. On or before February 15 of each year, the Commissioners shall mail an application for renewal of registration to every person who at the time of such mailing holds a valid registration under this act. The applicant shall, before the following March 1, complete and execute such application and file the same to the Commissioners with a renewal fee of \$5. Upon receipt of such application and fee, the Commissioners shall verify the accuracy of the application and issue to the applicant a certificate of renewal for the year beginning on April 1 and expiring the following March 31. Any registrant who allows her registration to lapse by failing to renew the registration as provided above, may be reinstated by the Commissioners by showing cause satisfactory to the Commissioners for such failure and on payment of a renewal fee of \$10. The Commissioners are authorized, after a public hearing, to change from time to time, the period for which the registration or renewal thereof may be issued, and the time for mailing an application for renewal of registration and the time for the filing of such application.

(b) Any person registered under the provisions of this act but not so practicing in

the District of Columbia shall give written notice of such fact to the Commissioners. Upon receipt of such notice, the Commissioners shall place the name of such person upon the nonpracticing list. While remaining on such list, such person shall not be subject to the payment of any renewal fee and shall not hold herself out as a registered physical therapist nor practice as such in the District of Columbia. Application for renewal of registration and payment of renewal fee for the current year shall be made to the Commissioners by any such person desiring to resume practice as a registered physical therapist.

DENIAL, REVOCATION, AND SUSPENSION OF REGISTRATION

SEC. 13. The Commissioners are authorized and empowered to deny, revoke, or suspend any registration or certificate of renewal of registration issued by the Commissioners or applied for in accordance with the provisions of this act if the applicant or holder thereof—

- (1) has been guilty of fraud or deceit in procuring or attempting to procure any registration or renewal thereof provided for in this act;
- (2) has been convicted of a crime involving moral turpitude;
- (3) is an intemperate consumer of intoxicating liquors or is addicted to the use of habit-forming drugs;
- (4) has been guilty of unprofessional conduct;
- (5) has willfully violated any of the provisions of this act or rules or regulations promulgated by the Commissioners pursuant to authority contained in this act;
- (6) is mentally incompetent;
- (7) is guilty of undertaking to treat ailments of human beings other than by physical therapy as authorized by this act, or the undertaking to practice physical therapy independent of the prescription and direction of a person appropriately licensed to practice under the Healing Arts Practice Act of the District of Columbia; or
- (8) is otherwise professionally incapacitated.

Provided, That such denial, revocation, or suspension shall be made only upon specific charges in writing. A copy of any such charges and at least 10 days' notice of the hearing of the same shall be mailed to the holder of or applicant for such registration, addressed to her at her last known address.

COURT REVIEW

SEC. 14. Any person aggrieved by any final decision or final order of the Commissioners denying, suspending, or revoking any registration, or renewal of registration, issued or applied for under this act may obtain a review thereof in the municipal court of appeals for the District of Columbia, and may seek a review by the United States Court of Appeals for the District of Columbia Circuit of any judgment of the municipal court of appeals entered pursuant to its review of any such decision or order, all in accordance with subsection (f) of section 7 of the act approved April 1, 1942, as added by the act approved August 31, 1954 (68 Stat. 1049).

UNAUTHORIZED PRACTICE OF PHYSICAL THERAPY

SEC. 15. It shall be unlawful for any person in the District of Columbia to—

(a) sell or fraudulently obtain or furnish any diploma, license, certificate of registration, or record required by this act, or required by the commissioners under authority of this act, or aid or abet in the selling, fraudulently obtaining, or furnishing thereof;

(b) practice physical therapy under cover of any diploma, certificate of registration, or record required by this act or required by the commissioners under authority of this act, illegally or fraudulently obtained or

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signed or issued unlawfully or under fraudulent registration;

(c) use in connection with her name any designation tending to imply that she is a registered physical therapist unless duly registered under provisions of this act;

(d) practice physical therapy during the time her registration shall be suspended or revoked.

PRACTICE OF REGISTERED PHYSICAL THERAPIST

SEC. 16. A person registered under this act as a physical therapist shall not treat human ailments by physical therapy or otherwise except under the prescription and direction of a person duly licensed or registered under the Healing Arts Practice Act of the District of Columbia. Nothing in this act shall be construed as authorizing a physical therapist, whether registered or not, to practice medicine, osteopathy, chiropractic, naturopathy, or any other form or method of healing.

ENFORCEMENT

SEC. 17. Any person who shall violate the provisions of section 4, 15, or 16 of this act shall be guilty of a misdemeanor and shall be punished by a fine of not exceeding \$500 or by imprisonment for not more than 1 year, or both.

CONDUCT OF PROSECUTIONS

SEC. 18. (a) Prosecutions for violations of any provisions of section 4, 15, or 16 of this act shall be conducted in the name of the District of Columbia in the municipal court for the District of Columbia, by the corporation counsel or any of his assistants.

(b) It shall be necessary to prove in any prosecution or hearing under this act only a single act prohibited by law or a single holding out or an attempt without proving a general course of conduct in order to constitute a violation.

FEES AND CHARGES

SEC. 19. (a) The Commissioners are authorized and empowered, from time to time, to increase or decrease any fee specified in this act. The Commissioners are, also, authorized to fix, and from time to time, increase or decrease fees for any other services rendered under this act. The Commissioners shall, pursuant to this section, increase, decrease, or fix fees in such amounts as will, in the judgment of the Commissioners, approximate the costs to the District of Columbia of administering this act: *Provided*, That no fee shall be increased, decreased, or fixed except after a public hearing.

(b) Upon the change of a registration period as authorized by subsection (a) of section 12 the fee for registration or renewal of registration shall be prorated on the basis of the time covered.

(c) All moneys collected for fees and charges made pursuant to authority contained in this act shall be paid into the Treasury to the credit of the District of Columbia.

SEVERABILITY

SEC. 20. If any provision of this act, or the application thereof to any person or circumstance, is held invalid, the remainder of the act, and the application of such provision to other persons and circumstances, shall not be affected thereby.

APPROPRIATIONS

SEC. 21. There is hereby authorized to be appropriated out of the revenues of the District of Columbia such sums as may be necessary to pay the expenses of administering and carrying out the purposes of this act.

REORGANIZATION

SEC. 22. Nothing in this act shall be construed so as to affect the authority vested in the Board of Commissioners of the District of Columbia by Reorganization Plan No. 5

of 1952 (66 Stat. 824). The performance of any function vested by this act in the Board of Commissioners or in any office or agency under the jurisdiction and control of said Board of Commissioners may be delegated by said Board of Commissioners in accordance with section 3 of such plan.

EFFECTIVE DATE

SEC. 23. This act shall take effect on the first day of April succeeding the 90th day after the approval of this act.

The amendments were agreed to.

The bill was ordered to be engrossed for a third reading, read the third time, and passed.

ENACTMENT OF CERTAIN PROVISION IN DISTRICT OF COLUMBIA APPROPRIATION ACT, 1958

The bill (H. R. 13218) to enact a certain provision now included in the District of Columbia Appropriation Act, 1958, was considered, ordered to a third reading, read the third time, and passed.

DELIVERY OF SEWAGE FROM VIRGINIA TO SEWERAGE SYSTEM OF THE DISTRICT OF COLUMBIA

The bill (S. 4153) to authorize the delivery of sewage from Virginia to the sewerage system of the District of Columbia and the treatment of such sewage, and for other purposes, was considered, ordered to be engrossed for a third reading, read the third time, and passed, as follows:

Be it enacted, etc., That for the protection of the Potomac River and its tributary streams within the metropolitan area of the District of Columbia from pollution by sewage or other liquid wastes originating in Virginia, and for the protection of the health of the residents of the District of Columbia and of the employees of the United States Government residing in such metropolitan area, the Commissioners of the District of Columbia are authorized in their discretion, from time to time, to enter into and renew agreements, for such periods as they deem advisable, with the proper authorities of the Commonwealth of Virginia, including county, municipal, and other governmental units thereof, for the drainage of such sewage or other liquid wastes into the sewerage system of the District of Columbia for treatment and disposal: *Provided*, That to the extent and in the manner determined by such agreements, the proper authorities of such Commonwealth, county, municipal, or other governmental units shall pay part or all of the costs of construction, expansion, relocation, replacement, repair, maintenance, and operation (including administrative expenses, interest, and amortization) of such sewers and other facilities as may be necessary or appropriate to convey and treat such sewage or other liquid wastes either separately or with sewage or other liquid wastes originating in said District of elsewhere. All payments or reimbursements made to the District of Columbia pursuant to this act and the agreements entered into hereunder shall be made to the Commissioners and shall be deposited in the Treasury of the United States to the credit of the District of Columbia Sewage Works Fund.

SEC. 2. As used in this act, the terms "Commissioners of the District of Columbia" and "Commissioners" mean the Board of Commissioners of the District of Columbia or their designated agents.

LEVYING AND COLLECTING OF TAXES AND ASSESSMENTS, DISTRICT OF COLUMBIA

The Senate proceeded to consider the bill (S. 3510) to amend the act entitled "An act relating to the levying and collecting of taxes and assessments," approved June 25, 1938, which had been reported from the Committee on the District of Columbia, with an amendment, on page 2, line 17, after the word "notified", to insert "or", so as to make the bill read:

Be it enacted, etc., That the first paragraph of subsection (a) of section 3 of the act entitled "An act relating to the levying and collecting of taxes and assessments, and for other purposes," approved June 25, 1938 (52 Stat. 1199; sec. 47-1103, D. C. Code, 1951 edition), is amended to read as follows:

"Sec. 3. (a) (1) When any special assessment for a public improvement, with the exception of assessments levied in condemnation proceedings, is levied by the District of Columbia upon any lot or parcel of land, notice of the levying of such assessment shall be served upon the record owner thereof in the manner herein provided, and if there be more than one record owner of such lot or parcel of land notice served on one of the owners shall be sufficient. Such notice shall be deemed to have been served when served by any of the following methods: (a) when forwarded to the last known address of the owner as recorded in the real estate assessment records of the District of Columbia by registered or certified mail, with return receipt, and such receipt shall constitute prima facie evidence of service upon such owner if such receipt is signed either by the owner or by a person of suitable age and discretion located at such address: *Provided*, That valid service upon the owner shall be deemed effected under this clause (a) if such notice shall be refused by the owner and not delivered for that reason; or (b) when delivered to the person to be notified; or (c) when left at the usual residence or place of business of the person to be notified with a person of suitable age and discretion then resident or employed therein; or (d) if no such residence or place of business can be found in the District of Columbia by diligent search, then if left with any person of suitable age and discretion employed at the office of any agent of the person to be notified, which agent has any authority or duty with reference to the land or tenement to which said notice relates; or (e) if any such notice forwarded by registered or certified mail be returned for reasons other than refusal, or if personal service of such notice cannot be effected, then if published on 3 consecutive days in a daily newspaper published in the District of Columbia; or (f) if by reason of an outstanding unrecorded transfer of title the name of the owner cannot, by diligent search, be ascertained, then if served on the owner of record in a manner hereinbefore provided. Any notice to a corporation shall, for the purposes of this act, be deemed to have been served on such corporation if served on the president, secretary, treasurer, general manager, or any principal officer of such corporation in a manner hereinbefore provided for the service of notices on natural persons holding property in their own right; and notices to a foreign corporation shall, for the purposes of this act, be deemed to have been served if served personally on any agent of such corporation, or if left with any person of suitable age and discretion residing at the usual residence or employed at the usual place of business of such agent in the District of Columbia. The cost of publication, if any, shall be paid out of the gen-